

DEVELOPMENT SOCIOECONOMIC SUSTAINABLE
FIDEICOMISO OF VIEQUES, CODESU, INC.
CODESU GOVERNANCE COMMUNITY BOARD
Yashei Rosario, President CODESU
HC 2 Box 12914 Vieques, PR 00765
(941) 524-6040

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF PUERTO RICO
DISTRICT OF PUERTO RICO

DEVELOPMENT SOCIOECONOMIC SUSTAINABLE
FIDEICOMISO OF VIEQUES, CODESU, INC.
CODESU GOVERNANCE COMMUNITY BOARD
Yashei Rosario, President CODESU
HC 2 Box 12914 Vieques, PR 00765,

Plaintiffs,

vs.

GOVERNMENT-COMMONWEALTH OF PUERTO RICO
RESPECTFULLY:

HON. Carlos Johnny Mendez, President of the House
Cámara - Capitolio PO Box 9022228 San Juan, PR 00902

Hon. Tomas Rivera Schatz, President of the Senate
Senado – Capitolio P.O. Box 9023431 San Juan, PR. 00902

Hon. Ricardo Rosselló, Governor of Puerto Rico
Oficina del Gobernador, La Fortaleza – Chief.
PO Box 9020082. San Juan, PR 00902-0082

Defendant,

Case No.: 17-CV-02320(ACC)

DEMAND: FOR 76 YEARS OF NON-DEVELOPMENT DAMAGES WITH A LIFE FERRY SENTENCE “FLOATING PENALTY” TO SUSTAIN SOMEBODY ELSE’S ECONOMY

REMEDY: MARCH 25TH, 2018. “VIEQUES SOVEREIGNTY INSULAR REFERENDUM” IS A VOTE FOR LIFE, LIBERTY, AND THE PURSUIT OF HAPPINESS.

***THE MINORITIES VOTING RIGHTS ACT (VRA), CODIFIED AT 42 U.S.C. §§ 1973 TO 1973AA-6 1940-2017: FEDERAL CIVIL RIGHTS LAW PROTECTS MINORITIES FROM DISCRIMINATORY VOTING PRACTICES.**

***YASHEI ROSARIO’S PROPERTY TITLE AS ALL THE COURT AND THE ELECTORAL COMMISSION OF P.R. FEES LIEN HOLDER.**

Approved Law School Dissertation and U.S. Copyrights

RESPECTFULLY COMES NOW, the Plaintiffs, **DEVELOPMENT SOCIOECONOMIC SUSTAINABLE TRUST OF VIEQUES, CODESU, Inc. CODESU GOVERNANCE COMMUNITY BOARD AND YASHEI ROSARIO**, a citizen’s action for their survival of the island of Vieques vs Commonwealth of Puerto Rico, for 76 years of non-development damages.

SAVING PRIVATE VIEQUES

Based on the Natural Law Book: “An Egyptian Pharaoh had a dream about 7 cows, and a man call Joseph created the Granaries Economic Development based in packing for 7 years all types of grains, for their survival and helped many others. Vieques off the Fiscal Debt will have the Granaries Economic Development, as many will come to work like in the Sugar Cane Industry.

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I

Third party beneficiary

1. **The Native Viequenses** feels owned by others, who controls the place where they live.
2. 1940-2003: An Agreement was signed upon Vieques between the Department of Defense/Navy and Government of Puerto Rico and hidden from the Native Viequenses.
3. Vieques, the community as Private Vieques served for 63 years the United States National Security and the Peace of the World, since Pearl Harbor until Iraq as Silent Partners.
4. Over 900,000 bombs were dropped from air to land and ocean to land, and got nothing in return. After 76 years speechless cause the Commonwealth abridged their voices in Congress, granting the Plaintiffs a Life Sentence: "You got the right to remain in silent."
5. Asking the Honorable Court to ignore the miscommunication on Newspapers like Primera Hora and the Nuevo Día sabotaging the Case, ignoring the Plaintiffs begging for mercy because the Case is to secure their youngster's and the children's future. Risking the Plaintiffs lives with headlines, like: *"La Independencia de Vieques or Los Viequenses No Quieren Ser Territorio de Estados Unidos."* What happen with respect?
 - Respectfully: Puerto Rico or Catalunya can be Independencia but that is not the Plaintiffs Petition because Vieques is a *double colony*, colony of the United States (Treaty of Paris) and colony of Puerto Rico (Foraker Law) and the Case is about requesting an amendment to the Foraker Law, for Vieques to pull apart of the Puerto Rico Territory, as earned for 63 years to become the 6th Insular U.S. Territory.
 - 76 years of non-development damages are more than enough, to understand that the Commonwealth does not have the capacity to manage 78 municipalities.

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II

REMEDY

“VIEQUES SOVEREIGNTY INSULAR REFERENDUM”

The United States to create life by giving birth to a newborn Territory

U.S. Vieques the 6th U.S. Insular Territory

U. S. Vieques will have a U.S. Government like Guam and the USVI

6. The Plaintiffs wants an opportunity to “VOTE” to staying as a Municipality of the Commonwealth, or a Direct Relationship with the U.S. Congress, like Guam and USVI.
7. A third-party beneficiary is a person benefiting from a contract made between two parties, where the two contracting parties intended to benefit the third-party beneficiary.
8. The third-party beneficiary is not a party to the contract but has rights under the contract since it was made with an intent to benefit him.
 - a) 2016: Congress rewarded and recognized Guam for World War II 1941-1945.
 - b) Reparations may also be applied to other situations where one party must pay for damages inflicted upon another party.
 - c) 1940-2003, Private Vieques earned a Reward: 42 U.S.C. §§ 1973 to 1973aa-6

➤ *Sunday March 25th, 2018: “Vieques Sovereignty Insular Referendum.”*

9. *Hon. Thomas Jefferson said: “When the government fear the people, there is liberty. When the people fear the government, there is tyranny. The strongest reason for the people to retain the right to keep and bear arms is, as the last resort: (VIEQUES SOVEREIGNTY INSULAR REFERENDUM), to protect themselves against tyranny in government.”*

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III
THE PARTIES

10. PLAINTIFFS, DEVELOPMENT SOCIOECONOMIC SUSTAINABLE TRUST OF

VIEQUES, CODESU, Inc. CODESU GOVERNANCE COMMUNITY BOARD, was founded in 2017 as a non-profit corporation organized under the laws of Puerto Rico.

11. CODESU has no bank accounts nor funds, most members of the CODESU Governance Community Board are retired from Camp Garcia Naval Training Range, on Social Security

12. Exhibit #1: Municipality employee's as their salary were cut to 25 hours, since last March.

IV
PROMESA

13. PROMESA established an Oversight Board for Puerto Rico, **OBPR** (Sec.101(a); 48 U.S.C. § 2121) with "**broad powers of budgetary and financial control**" over Puerto Rico.

14. Acknowledging the Commonwealth claimed Title III PROMESA bankruptcy.

15. The Honorable Court may establish the sum to be paid for the Vieques Sovereignty Insular Referendum Expense, and Plaintiffs will raise the funds to pay for the proceedings to the Electoral Commission of Puerto Rico.

16. Plaintiffs will be responsible to pay the Electoral Commission of Puerto Rico, which will guarantee the electoral proceedings and this action arises out of **Title III of PROMESA**, leaving the Oversight Board without authority to oversee the Case.

17. The Case may continue making direct claims against the Commonwealth of Puerto Rico, for as long the claims arise out of **Title III PROMESA**, while No Sum of Money will be required from the Commonwealth's budget nor finances.

V
PAYMENT METHOD

18. Yashei Rosario, older of age and marriage, as a Community Leader of Vieques, willfully submitted her Property Title as “Lien Holder”, as a payment guarantee for the proceedings.
19. The Honorable Court may place a lien on the Property Title for the Court fees \$400.00 dollars and the sum establish to be pay to the Electoral Commission of Puerto Rico.
20. Once again, the Commonwealth of Puerto Rico filed **Tittle III PROMESA**, compromising the economic development of Vieques, sacrificing once again the survival of women all ages, elderlies, handicapped, youngsters and children’s future, **whom never benefitted of the 63 years of bombing, nor responsible of one dime of the Fiscal Debt.**
21. **The Commonwealth is entitle to file Title III Promesa**, then the Municipality of Vieques is entitle to evoke the “**Vieques Sovereignty Insular Referendum**” to decide after 76 years on our right to life, liberty, and the pursuit of happiness through to the Minorities Voting Rights Act (VRA), codified at **42 U.S.C. §§ 1973 to 1973aa-6**, is an important federal civil rights law that protects minorities from discriminatory voting practices.
22. “**A commonwealth is a great government in which all people involved have a say.**”
23. **As a matter of law;** Vieques is involved and have a say: “In the eyes of the God in whom we trust; the Plaintiffs will **NOT SURRENDER THEIR “UNALIENABLE RIGHTS” ANYMORE** life, liberty, and the pursuit of happiness as cannot be surrendered, cannot be negotiated nor sold, or transferred to someone else, nor a government supposed to protect it, and never did.
24. As a matter of law and **Title III PROMESA**, the petitioners pursue from the Honorable Court for a “*Non-Monetary Governmental Redress of Grievances*” as a matter of law to grant some of the freedom that the Plaintiffs (Native Viequenses) as Private Vieques that helped

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the United States to defend and protect for 63 years; voting minorities right 42 U.S.C. §§
 1973 to 1973aa-6, on Sunday March 25th, 2018, the Sovereignty Insular Referendum, as
 the settlement for the 76 years of Non-Development Damages.

25. **Briefing: Rosario's Property Title.** According to Case No.: 17-CV-1940 (WGY) Closed by
 Tittle III Promesa. The Plaintiffs were getting organized to raise the funds to pay the sum to
 be establish by the Honorable Court for the Sovereignty Insular Referendum, but since
 Hurricanes Irma, Vieques was declared a Disaster Zone and right after Hurricane Maria
 crushed the island, and *In God We* cannot raise funds, until January 2018.

a) Evaluating our actual conditions, it is vital as garnishment measure, summiting Yashei
 Rosario's Property Title at Villa Borinquen 172, of 1,276.587 mc, with a wooden cabin
 standing after Maria as a guarantee for the proceedings on **Sunday, March 25th, 2018.**

b) Respectfully, the Honorable Court may grant a "Deposit" due on Wednesday January
 31st, 2018 and Six (6) months from the judgement date, to comply with the entire sum.

VI BRIEFING

26. Since January 2013, the Commonwealth were facing the Fiscal Debt Disaster and the
 Plaintiffs like in Natural Law Book, began to structure an Economic Development Plan
 called "**Saving Private Vieques.**"

27. Went to Fortaleza and make the presentation on the *Vieques Caribbean History Theme Park*
 like Epcot Center but owned by the Native Vieques which earned for all they did for the
 United States National Security as was done with Casinos to the Native Americans; and "No
 Funds." Capitol Hill at Hon. Nydia Velazquez's office: "No funds."

28. Were *We* entitled to benefitted on 63 years of live ammunitions bombing?

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29. Followed the proper channels frightened. Waited for 12 months and went back to Washington, D.C. on the Memorial Week 2014 to ask to the owners of U.S. Territories:

- Asking the U.S. Senate Committee on the Judiciary: Could Congress separate Vieques of the Puerto Rico Territory? “Yes, just follow protocol’s procedures.”

VII COMPLITION OF THE EXECUTIVE AND LEGISLATIVE PROTOCOL

30. June 2014: Respectfully, Hon. Carlos Johnny Mendez attempted to file the Bill, and a huge warfare began at Capitolio between the PNP and PPD, ignoring the plaintiffs suffering in the **Life Ferry Sentence “Floating Penalty.”** Never presented a survival project locally.

31. October 15th, 2014: meeting at Mendez Capitolio Office: “If the PNP wins in 2016, we will grant Vieques the Sovereignty Insular Referendum.” 2017: All promises are Forgotten.

a) **Primaries 2016:** Respectfully, Don Ricardo Rosselló forgot his promise at the Dean’s Office front Desk, Universidad Metropolitana.”

b) 2017: Executive Lawyer: “It’s not among the Governor Ricardo Rossello’s Proposals.”

32. After completion of all protocol procedures as instructed on May 28, 2014, by the United States Senate Committee on the Judiciary. *In God We* are evoking the Voting Rights Act (VRA), codified at **42 U.S.C. §§ 1973 to 1973aa-6**, is an important federal civil rights law that protects minorities from discriminatory voting practices.

VIII ENGAGING CHALLENGE AT THE UNITED STATES COURT

33. July 11th, 2017, the Plaintiffs began the pursuit of happiness seeking the attention of the United States Court without legal skills, in terms of surviving the Fiscal Debt Disaster.

- The Commonwealth was not prepared to attend the Fiscal Debt Disaster, and the 78 municipalities were worry engaging the ruin of the Commonwealth’s finances.

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➤ The Commonwealth's politicians had suggested to reduce the municipalities by Zones or Districts. Vieques is part of the District 36: "Fajardo, Ceiba, Naguabo, Luquillo, Culebra, and Palmer, instead will be the **Fajardo District with one mayor**. The arrangements may be better, without Vieques.

34. Pursuing for next filing, and the September's calamity arrived through the Hurricanes Irma, and Maria, maximized the Plaintiffs precarious situation, to the worse.

35. Acknowledging, that could be a tremendous nature penalty but also, it is a Survival Training. In case of a war like many other times in history, it may be rough, but we are becoming stronger, learning the value of food, water, electricity, and communications, and our faith got stronger, blessing God for the little, on our tables.

36. The Commonwealth should be less selfish, and take a reality picture of the precarious situation, and what U.S. Vieques can do as a relief the United States and the Puerto Rican's families. 76 years and did nothing for Vieques and now "Maria."

37. *In the eyes of the God in whom We trust*. Vieques could not contact the United States Officials directly, instead *We* had to wait, whenever the Government of Puerto Rico could be ready to evaluate our emergency, within the 78 municipalities.

38. The United States Virgin Islands got immediately attention because they have a direct relationship with the United States Congress, Governor, and Delegate in Washington.

39. For instance: Korea threatened Guam, and the United States President stood up because of their direct relationship with the United States Congress.

40. Regardless of differences with the Major of Vieques, *We* were abandoned for Five days and five nights in full darkness and no communications, in desperation. If the Commonwealth cannot handle 78 municipalities, may do better with 77 municipalities.

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- Regardless the hurricanes, our needs have been left always behind. *In God We* want the empowerment to discuss our own affairs with the United States President and Congress as well, getting direct with the Federal Authorities, like the U.S.V.I. as they got their own Governor and Delegate in Washington, D.C.

41. Asking the Honorable Court: “After 76 years of Non-Development Damages, the Fiscal Debt and now this severe tragical conditions by Hurricanes Irma and Maria in terms of survival;

Remedy: Vieques Sovereignty Insular Referendum

Sunday, March 25th, 2018

42. The Honorable Court may establish the sum to be pay to the Electoral Commission of Puerto Rico on Yashei Rosario’s Property Title as payment guarantee for the Proceedings.

43. The Voting Voucher will have three (3) options:

A. ____ Vieques “As Is” Municipality, becoming State 51 with the Commonwealth of P.R.

B. ____ Ralph Perez Proposal, native viequense who left Vieques 40 years ago and resident in the State of Massachusetts, filed in Congress: Option A. Vieques “As Is” and the Reactivation of the Vieques Naval Training Range with a great benefits package for the residents and Native Viequenses. If any monetary compensation for the bombing, should be divide between the Commonwealth of Puerto Rico & Vieques.

- 2016: Ralph Perez discovered our community’s affairs in Washington and presented a proposal to the Congressman, manipulating with 4,000 signatures taken in 2000 Proposal, that already expired as many people die or relocated.

C. Mrs. Rosario accepted to include Perez’s Proposal at the official voting voucher.

D. ____ Vieques U.S.A. I believe in U.S. Vieques (Creo en U.S. Vieques), 6th Insular U.S. Territory for life, liberty, and pursuing happiness on our own, directly with the U.S. Congress like Guam and the USVI as a survival measure for the community.

May 2018, First Electoral Proceedings for Governor, Delegate, House, and Senate of U.S. Vieques Government, for all Federal funds to come directly to U.S. Vieques and to lead all negotiations in case 'if' the **Reactivation of the Vieques Naval Training Range** must occur, Congress may direct negotiation with U.S. Vieques. Validate the **CODESU Governance Community Board** as an Anti- Corruption measure, granting the full empowerment to approve or disapprove the Federal Funds and the land, to evaluate all Governmental Projects, the Economic Development, and the Infrastructure.

44. *Hon. Thomas Jefferson*, said: "*When the government fear the people, there is liberty. When the people fear the government, there is tyranny. The strongest reason for the people to retain the right to keep and bear arms is, as the last resort: (VIEQUES SOVEREIGNTY INSULAR REFERENDUM), to protect themselves against tyranny in government.*"

45. On Sunday March 25th, 2018, respectfully asking the **Honorable Court because the Plaintiffs fear the Commonwealth's politicians**, to order the supervision of the proceedings to Hon. Rosa Emilia Rodriguez, U.S. Attorney General, U.S. Department of Justice of Puerto Rico, and the Federal Authorities, to take charge of the **Vieques Sovereignty Insular Referendum** proceedings because the Commonwealth's officials do not truly represent us.

46. *In God We the People of Vieques*, evoke the **First Amendment**:

- a) "The United States Constitution prohibits the making of any law respecting an establishment of religion, ensuring that there is no prohibition on the free exercise of religion, "**abridging the freedom of speech**", infringing on the freedom of the press,

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interfering with the right to peaceably assemble, or prohibiting the **petitioning for a governmental redress of grievances.**”

b) Do we have rights? Are the Native Viequenses excluded of the Bill of Rights?

c) Respectfully, asking the Honorable Court, where is Honorable John Marshall?

47. The Native Viequenses feels that the Commonwealth abused their empowerment for the past 76 years over Vieques, **abridging the freedom of speech, and infringing the Economic Development of the island;** also misrepresented in the United States Congress, and always blaming others, avoiding their irresponsible actions.

48. **The Native Viequenses** feels owned by others, who controls the place where they live.

IX

“VIEQUES ONLY RIGHT: THE RIGHT TO REMAIN IN SILENT”

49. For 76 years, the only right granted by the Commonwealth of Puerto Rico to the Native Viequenses is *“The Right to Remain in Silent”* as *In God We the Native Viequenses* for the past 76 years “feels owned by others, who controls “Vieques,” where they live.”

50. **The Commonwealth is entitle to file Title III Promesa**, then the Native Viequenses are entitling to evoke the **“Vieques Sovereignty Insular Referendum”** appealing to the Minorities Voting Rights Act (VRA), codified at **42 U.S.C. §§ 1973 to 1973aa-6.**

51. **“A Commonwealth is a great government in which all people involved have a say:”**

a) Vieques as have a say to the Honorable Court: “Vieques never benefitted on the 63 years of the live ammunitions bombing and refused to pay for the Fiscal Debt, while didn’t saw one dime.” The Plaintiffs have a say: “Vieques Free of the Fiscal Debt.”

b) Respectfully, asking the Honorable Court, where is Honorable John Marshall?

52. Respectfully, appealing to the principles of the Anti-Federalist as the Native Viequenses did no different but struggling for **life, liberty, and the right to pursuit happiness**, and were arrested and thrown in jail, while all they wanted was **“Parenting”** to provide for their youngsters and children the best quality life, after their sacrifices for the U.S.A.

a) Comparative: Respectfully, the animals seek for provision and for the safety of their cobs, what was so wrong for the Native Viequenses to seek for the survival of their own.

b) According to the Federal Law, Congress cannot make any decisions upon Vieques, but the Commonwealth as Vieques is their municipality and this punishment must end.

53. **1940-2003: The Navy as officers and gentlemen took all the blame for somebody else’s faults**, who spread rumors: **“La Marina”** doesn’t want the Economic Development of VQS.

a) May 1, 2003 - 2017: 14 years after the Navy left and still No Development in Vieques.

54. **Vieques as part of the Commonwealth must say:** “after 63 of bombing, over 900,000 live ammunitions bombs, while the Commonwealth never offered the Plaintiffs an easier way out, however every four electoral years promising a better **“Life Sentence Floating Penalty in Ferries”** through the Atlantic Ocean under any kind of weather, our children’s generations “dizziness” 17 Nautic miles to Fajardo and “vomiting” 17 Nautic miles returning, ill elderlies and the **handicapped** struggling in wheel chairs to sustain somebody else’s economy.

55. Although, as Puerto Ricans it is hard to accept, but “the Government of Puerto Rico never care to help nor grant a little development to Vieques as compensation.

a) 1999 – 2003: As a result, *We* had no other choice but to **Protest with the slogan:**

➤ **“NO MILLIONS FOR VIEQUES, NO MILLIONS FOR THE COMMONWEALTH.”**

56. The Military Training ended on May 1, 2003 and 14 years later “No Development Yet.”

57. **The Native Viequenses** feels owned by others, who controls the place where they live.

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a) *Respectfully asking God for mercy, where is Honorable John Marshall?*

58. Respectfully, *We* stand to the Honorable Court, after 76 years of lack of normal development,

denied by the Commonwealth of Puerto Rico, while Guam 1941-1945 after World War II,

under the United States Congress management had the proper development.

59. 2016: The United States Congress honored Guam, while Vieques did more for the National

Security than Guam, until May 1, 2003, the Navy left Vieques to engage war against Iraq.

60. May 1, 2003: Vieques the community as Private Vieques, a soldier with one of the longest

indirect military careers, but with direct live ammunitions bombing impact.

61. A Silent Partner which paid the highest price helping to defend the United States frontiers,

since Pearl Harbor through Iraq, **and got nothing in return.**

62. *In God We the Plaintiffs* earned to have access to the same considerations that Guam has,

granted by the United States Congress. *We* earned a direct relationship with Congress like

Guam, becoming U.S. Vieques, the 6th Insular U.S. Territory.

63. **A Commonwealth is a great government in which all people involved have a say:"**

64. As a matter of law; After 76 years, the Plaintiffs will **NOT SURRENDER THEIR**

"UNALIENABLE RIGHTS ANYMORE" to life, liberty, and the pursuit happiness as

cannot be surrendered, cannot be negotiated nor sold, or transferred to someone else.

65. 76 years of No Development are enough to demonstrate their negligent incapacity.

X

THE PROBLEM IS NOT THE FERRY SERVICE

66. "The Commonwealth as the best benefactors granted it the Plaintiffs, to spend a huge

percentage of their lifetime **"Floating Penalty at the Amistad Ferry Service"** weekly,

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monthly, for **76 years, 365.25 days** from Vieques to Fajardo, and from Fajardo to Vieques, 17 Nautic miles each way, while all Puerto Rico and the government officials sleeping well, we are arriving to our homes after midnight hours, struggling to make it home.

a) Comparative: “La Marina” as officers and gentlemen took all the blame on Vieques. For another example, the **Port Ferry Authority**, the Captains, and mariners takes all the blame for the **Bad Ferry Service**, while the Commonwealth’s officials created with the Non-Development, unsustainable demand.

b) November 15th, 2017: The ATM employees works miracles with “two old ferries Santa Maria and the Isleño”, Two (2) Ferries to offer the quality ferry transportation for Vieques and Culebra, struggling 7 days a week, basically with five (5) pieces of bread and two (2) fishes; while the government officials are having a resting fest, and **always** blaming others, avoiding their irresponsible actions.

67. **The Problem is not the Ferry Service, but 76 years of Non-Development**, as *We* must take a Ferry to buy our needful things and medical’s needs in the Main Island, sustaining somebody else’s economy, like the municipality of Fajardo and if we can help to sustain the economy of 80.707 Fajardeños; Yes, 10,000 people can and will sustain our own economy.

68. *In God We* struggled to resolve the Ferry Problem claiming the Short Route through Ceiba, 2017: “the Commonwealth wanted to be privatized, raising the price out the reach of the Native Viequenses, the 20 minutes route to reach the main island.

69. Since May 1, 2003 - until November 15th, 2017: “14 years waiting on promises of the Ferry Short Route” the fastest way to reach the needful things in the main island and come back, proven by the United States National Security as the “Aquatic Bridge” to reach Vieques.

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70. 76 years are beyond enough of promising every four (4) years **A BETTER FERRY SERVICE** instead never care to grant the Plaintiffs a little way of survival at least a Shopping Center and the proper Medical Facility like in Canóvanas.

➤ **Doctor Carlos Mellado, ex Procurator** is working there, instead of his Native town.

71. For 76 years, the Government of Puerto Rico abridged the Economic Development of Vieques, creating an ABUSIVE DEPENDENCY to the ATM Ferry Service driving crazy the employees, pushed to the edge with a DEMAND, that the mariners cannot handle.”

72. The problem is not the Ferry Service but the Non-Development, as the Commonwealth designed the **Life Ferry Sentence “Floating Penalty”** to help the residents to reach their needful things, but blessing somebody else’s economy in the Main island.

73. *Hon. Thomas Jefferson, who said:* “When the government fear the people, there is liberty,”
When the people fear the government, there is tyranny.”

a) Respectfully asking the Honorable Court, where is Honorable John Marshall?

74. The problem is not the Ferry Service, but the Commonwealth of Puerto Rico.

a) Every four (4) electoral years since 1950, making the same promise:

➤ **“A Better Ferry Service!”** Enough! What about a better nutrition, health, and jobs?

75. The Native Viequenses feels owned by others, who controls the place where they live.

76. **On Sunday March 25th, 2018,** *We* will put an end to this unhealthy political relationship and put an end to the Crime and Floating Dependency Era.

77. *There is No Evil that last 100 years nor Vieques who can resist it.*

XI

Reactivation of the Vieques Naval Training Range

78. The Commonwealth will not get another dime on our sacrifices for the National Security.

79. **Exhibit #2: April 5, 2016, was make public by the Congressman Rob Bishop** the negotiations brought his attention by Hon. Pedro Pierluisi, Commissioner Resident, requesting for the 3,100 federal acres of the most popular beaches, administrated by the Department of Fish & Wild Life, to be transferred to the Commonwealth of Puerto Rico.

a) **The Native Viequenses were concern because nobody asks for their permission.**

80. **Exhibit #3: April 11th, 2016, ex-Senator Myriam Ramirez de Ferrer** visited Congress, and requested from Senator James M. Inhofe the **“Naval Training Range’s reactivation.”**

81. **April 13, 2017. Yashei Rosario arrived in Washington, DC to the Office of Senator James M. Inhofe** and controlled the damage because the **Reactivation of the Naval Training Range** is not a matter for the Commonwealth’s politicians to decide, anymore.

a) **A verbal agreement:** “This is not 1940, and the Reactivation of the Naval Training Range is a matter to be negotiate with the residents only.

b) **1940-2003:** Vieques “took the heat” since Pearl Harbor through Iraq for the United States National Security and the Peace of the World, as a reward instead of transferring the 3,100 acres of the “Most Popular Beaches of FWS” to the Commonwealth should be transferred to Vieques as U.S. Vieques for the 63 years already served. Also, Congress to lead negotiations directly with Vieques, must segregate Vieques of the Puerto Rico Territory as the 6th Insular U.S. Territory.

82. **Respectfully, but** “The Commonwealth’s politicians may do better with 77 municipalities, without Vieques as *In God We the Plaintiffs* appeal to **42 U.S.C. §§ 1973 to 1973aa-6.**

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83. After 76 years, the Plaintiffs **HAVE A SAY: “WILL NOT SURRENDER THEIR**

“UNALIENABLE RIGHTS ANYMORE” to life, liberty, and the pursuit of happiness as cannot be surrendered, cannot be negotiated nor sold, or transferred to someone else, like the **ex-Senator Myriam Ramirez de Ferrer nor any Commonwealth’s politicians.**

84. For 63 years, the Native Viequenses struggle for the same reasons as the Anti-Federalist, and were arrested and spent time in jail for “life” for **their youngster’s and children’s future.**

a) Briefing: The Natives Viequenses as *“The Three Little Piggy’s Story,”* as a Reward, in 2002 some land was granted to Vieques, and they were so happy celebrating. Camp Garcia closed, and the Navy left. **Through the years the piggys strived to build their “Development” but the Commonwealth never grant them wood, straws, nor bricks.**

b) Respectfully asking the Honorable Court, where is Honorable John Marshall?

85. The United States is an honorable nation that always pays “War Reparations” even though to their enemies, and this is nothing but the truth.

86. The Natives Viequenses engaged a hard life, and completed their Mission on May 1, 2003.

87. Reparations may also be applied to other situations where one party must pay for damages inflicted upon another party.

88. Vieques never failed any Administration of the United States, Democrat nor Republican.

a) ***1933-1945: Franklin Roosevelt (Democrat)**

b) ***1945-1953: Harry Truman (Democrat)**

c) ***1953-1961: Dwight Eisenhower (Republican)**

d) ***1961-1963: John Kennedy (Democrat)**

e) ***1963-1969: Lyndon Johnson (Democrat)**

f) ***1969-1974: Richard Nixon (Republican)**

g) ***1974-1977: Gerald Ford (Republican)**

h) ***1977-1981: Jimmy Carter (Democrat)**

i) ***1980-1989: Ronald Reagan (Republican)**

j) ***1989-1993: George Bush (Republican)**

k) ***1993-2001: Bill Clinton (Democrat)**

l) ***2001-2009: George W. Bush, JR (Republican)**

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XII

Since Pearl Harbor to Iraq “Private Vieques never failed the U.S.A.

89. Since Pearl Harbor through Iraq, “Private Vieques” was one of the soldiers with one of the longest military career and helped the United States on their greatest military achievements.



SAVING PRIVATE VIEQUES

- | | |
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| <p>a) World War II (1941–1945) Guam.</p> <p>b) Cold War era (1945–1991)</p> <p>c) Postwar Military Reorganization (1947)</p> <p>d) Korean War (1950–1953)</p> <p>e) Lebanon crisis of 1958</p> <p>f) Cuban Missile Crisis (1962)</p> <p>g) Caribbean Crisis Missile Scare</p> <p>h) 13-day (October 16–28, 1962)</p> <p>i) Dominican Intervention (1965)</p> <p>j) Vietnam War (1964–1975)</p> <p>k) Grenada (1983)</p> | <p>l) Beirut (1983)</p> <p>m) Libya (1986)</p> <p>n) Philippines (1986–1992)</p> <p>o) Panama (1989)</p> <p>p) Persian Gulf War (1990–1991)</p> <p>q) Somalia (1992–1994)</p> <p>r) Haiti (1994–1995)</p> <p>s) Bosnia, Yugoslavia (1992–2004)</p> <p>t) Post–Cold War era (1991–2001)</p> <p>u) Afghanistan (2001–present)</p> <p>v) War on Terrorism (2001–present)</p> <p>w) Iraq (2003)</p> |
|--|--|

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90. Vieques never failed the U.S. National Security and never took for granted the American Citizenship, but earned with valor for 63 years as part of the braves.

91. Vieques: "UNALIENABLE RIGHTS" cannot be negotiated nor sold, or transferred to someone else, like **ex-Senator Myriam Ramirez nor another Commonwealth's politician.**

92. *In God We* evoke a "Sovereignty Insular Referendum" to establish a new beginning and a direct relationship between Vieques and the United States Congress, as any new DoD negotiation will not be done by someone else, like the **ex-Senator Myriam Ramirez de Ferrer or another Commonwealth's politician like in 1940 - 2003.**

93. *Hon. Thomas Jefferson, who said: "When the government fear the people, there is liberty. When the people fear the government, there is tyranny. The strongest reason for the people to retain the right to keep and bear arms is, as the last resort: (VIEQUES SOVEREIGNTY INSULAR REFERENDUM), to protect themselves against tyranny in government."*

XIII

Vieques as Third Party did huge sacrifices and helped the United States to achieve their greatest military accomplishments in World War History.

94. *We did our duty! And got nothing in return: *NO-Compensation *NO-Development.*

95. **On Sunday March 25th, 2018**, will put an end to the Crime and Floating Eras with the Bad Ferry Service but above all things, leaving the Non-Development sufferings behind.

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1 **96. Reparations** may also be applied to other situations where one party must pay for damages
2 inflicted upon another party. **1940 – 2003 - 2017: Non-Development Damage Claim.**

3
4 **97.** Third party contract rights. The Act may give rights to a Third Party where the purpose of a
5 contract was to grant them such rights.

6
7 **98.** As a Matter of Law: Vieques, as third party who is not party to a contract may then enforce
8 the contract on their own terms: **“Vieques Sovereignty Insular Referendum.”**

9
10 **99. PROMESA.** Sec. 5 (20) (a) of the Act (48 U.S.C. § 2121) established that Puerto Rico is not
11 an independent territory, but a "Territory" of the United States of America

12 **100.** The United States District Court for the District of Puerto Rico has authority to intervene
13 and provide Judgement, authorizing the: **“Vieques Sovereignty Insular Referendum.”**
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30 **DEMAND: FOR 76 YEARS OF NON-DEVELOPMENT DAMAGES WITH A LIFE FERRY SENTENCE “FLOATING PENALTY”**
31 **TO SUSTAIN SOMEBODY ELSE’S ECONOMY REMEDY: MARCH 25TH, 2018. “VIEQUES SOVEREIGNTY INSULAR**
32 **REFERENDUM” IS A VOTE FOR LIFE, LIBERTY, AND THE PURSUIT OF HAPPINESS. *THE MINORITIES VOTING RIGHTS**
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XVI

Economic Development Plan by the Native Viequenses as Owners

We did our duty! Vieques earned the right to decide on our future ourselves

TERMINAL RUTA EXPRESO



U.S. Vieques Pier Mall at the very end of the Rompe Olas Mosquito Pier

101. The Vieques Pier Mall as the Main Development Source to sustain the economy, and constructing the properly equipped *Vieques Medical Center with a Cancer Clinic locally*.

a) A Group of Doctors from the Cardiovascular and Presbyterian Hospitals signed, not to be involved in the Case but to supervise the construction of the high quality “**Vieques Medical Center**” will offer a great salary and benefits package with a Housing Complex. Goal: to bring back home the 1,400 doctors, whom relocated to the United States.

102. **The Infrastructure & the Vieques Pier Mall** priority is to sustain the salaries of the Doctors with Stores, providing all the needful thing locally, Natives Boutiques, and Natives Restaurants and Boutiques, Mini Aquarium, 3D Mini Gulf, Recreation for children, Cinema, Duty-Free Liquors Stores, the Discotheque Mirador at the Roof, and Pier Mall Weddings.

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a) **Based on the Natural Law Book:** 1823. Another man called *Teofilo Jose Jaime Maria Legillou* appointed by Spain as Governor of Vieques, created a “Granaries Economic Development” based on four (4) Sugar Cane Plantations, for their survival and helped so many others and Vieques had a better economy than Puerto Rico and many Puerto Ricans came here to work as one big family, and helped many others minor islands.

b) **Sunday March 25, 2018:** *The Vieques Sovereignty Insular Referendum* will restore the island productivity by separating Vieques of the Foraker Law and many Puerto Ricans instead of relocating, may find in U.S. Vieques a solution to their financial problems and many will come to works in U.S. Vieques as one U.S. Territories family.

103. Regardless of the disappearance of the 1940 Agreement; We did our duty!

104. Evoking *Hon. Thomas Jefferson’s* principles: “**All Men Are Created Equal.**”

a) Evoking “Life” every human is born free and independent.

b) Evoking “liberty” Vieques free of poverty, restoring productivity as a working society.

c) Evoking, after 76 years “the pursuit of happiness,” enduring: “**VOTING.**”

105. **The Case arise out of Title III PROMESA** because it will not cost a dime to the Commonwealth of Puerto Rico, because of Yashei Rosario’s Property Title as Lien holder.

106. **Exhibit #4: CODESU Governance Community Board, members signatures.**

107. **Exhibit #5: May 28, 2014:** 203 Plaintiffs signatures filed at U.S. Congress, on behalf of its community members, all participants in the CODESU claims, requesting the **Vieques Sovereignty Insular Referendum** as a relief, for 76 years of Non-Development Damages.

a) *No More Floating Penalty* because the usage will be just for entertainment only.

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108. *Hon. Thomas Jefferson as an Anti-Federalist Leader December 20, 1787: "A bill of rights is what the people are entitled to against every government on earth, general or particular, and what no just government should refuse, or rest on inference."*

a) According to the Bill of Rights, the Commonwealth's for 76 years have violated our unalienable rights and *We* are entitling to refuse their abusive empowerment.

b) According to the Bill of Rights, *We* are entitling to achieve the proper Economy Green Development, creating well paid jobs more competitive than crime and a healthy life.

109. According to the Bill of Rights, *We* are entitling to decide on our future ourselves.

a) The Bill of Rights may grant the **Vieques Sovereignty Insular Referendum** to have Representation in Congress to reach for the proper Economic Development, earned.

110. **Exhibit #6: Based on the Natural Law Book. Vieques Caribbean history Library,** like an Epcot Center with Six (6) History Pavilions, Taino, Spain, Africa, Famous People, Vieques and the Navy Pavilion. All about the Caribbean History, also will be the **U.S. Vieques University**. Everybody will work 6 hours with 4 hours college classes. After Four years of work," all employees will have a Bachelor Degree as Worldwide Historians.

a) **Over 4,000 entertainment's and historian's jobs direct and indirect will be created,** crime will be minimize giving a rest to the Police and Federal Authorities, and the Welfare Assistance will be reduced to a minimum, as part of the American's Dream.

b) **The United States have been giving and giving,** and Mister President is just concern about the risk on the Nation Finances as a target in the eyes of the enemy's lines, and U.S. Vieques will help paying an 8% tax, giving a rest to Mister President and Congress.

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111. **Briefing:** Today, *In God We the Plaintiffs* may have No Legal Expertise, and may have No Degree, but with the courage to engage this challenge as part of the braves. Our English Language skills may be limited, but is not an excuse to restrain our rights to stand in the United States Court as Native Viequenses defend the truth, **“Making America Proud.”**

112. Following the example of the “Founding Fathers” appointing *John Marshall as the fourth Chief of Justice of the United States Court System*. **Hon. John Marshall** had No Degree but his un-negotiable principles and ethic, make him well qualify in the eyes of men like Hon. George Washington and Hon. James Madison. There were strong differences among the Federalist and Anti Federalist, but they all agreed with John Adam to appointed **Hon. John Marshall**, and a man who had No Degree *“Validated and Magnified the United States Constitution.” Maryland vs McCulloch*. Demonstrating his Tenacity Honoring the Bench, he began his educational journey as the Plaintiffs will follow.

a) Through the Bill of Rights, U. S. Vieques foundation will be based on an Educational Program from Kinder Garden: “Back to Reading Books” Table and Professional Etiquette, Music, All Arts, Industrial Technics, Architecture, Law and the **English, Mathematics, Science, and Oratory Clubs**, with the Knowledgeable Championship defining their careers by the Six Grade, and achieving a Social Transformation.

U.S. Vieques will become the Jewel of the Caribbean: “Making America Proud.”

113. **The First Law:** *“The accumulations of all powers legislative, executive and judiciary in the same hands, whether one, a few or many and whether hereditary, self-appointed, or elective, may justly be pronounced the very definition of tyranny.” Hon. James Madison.*

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114. A commonwealth is a great government in which all people involved have a say: "On Sunday March 25th, 2018, the Plaintiffs Will Vote "Yes or No" for the Amendment of the Foraker Law, segregating Vieques of the Puerto Rico Territory, to create over 4,000 direct and indirect jobs, ending the **Crime, Welfare Assistance, and Floating Penalty Eras.**"

115. Every member of the **CODESU Governance Community Board** will pledge to prevent tyranny in U.S. Vieques Government, otherwise will be dismiss from their duties, by law.

U.S. Vieques, the United States Switzerland of the Caribbean.

Since that day, on May 1, 2003, *In God We the Native Viequenses* can rightfully say, that Private Vieques was honorable discharge from our duties.

RESPECTFULLY SUBMITTED, MARSHALL'S FIAT JUSTICIA.

In San Juan, Puerto Rico, this Monday 27th. day of November of 2017.



Yashei Rosario,
CODESU Governance Community Board President
Community Leader
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2000-2002 Crystal View Navy Mini Grant Program
Community Business Proposal Writer

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